

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF ARIZONA**

IN RE: Bard IVC Filters Products Liability Litigation	MDL NO. 2:15-md-02641-PHX-DGC  <b>STIPULATION OF DISMISSAL WITHOUT PREJUDICE</b>
This document relates to the cases listed on the Exhibit attached hereto.	

TO THE HONORABLE JUDGE OF SAID COURT:

COME NOW, Plaintiffs whose cases are listed on Exhibit A attached hereto (“Plaintiffs”) and Defendants C.R. Bard, Inc. and Bard Peripheral Vascular, Inc. (“Defendants”), and file this Stipulation of Dismissal without Prejudice, and in support thereof, respectfully show the Court as follows:

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiffs and Defendants hereby stipulate to the dismissal of the cases listed on Exhibit A without prejudice to the re-filing of same. Plaintiffs and Defendants further stipulate that they are to bear their own costs.

WHEREFORE, PREMISES CONSIDERED, Plaintiffs and Defendants hereby respectfully request that the Court dismiss the cases listed on Exhibit A in their entirety without prejudice to the re-filing of same and order that these parties are to bear their own costs.

Respectfully Submitted,

s/ Bryant Allen Fitts  
Bryant Allen Fitts  
bfitts@fittslawfirm.com  
FITTS LAW FIRM PLLC  
4801 Richmond Ave.  
Houston, TX 77027  
P: 713.871.1670  
F: 713.583.1492

**ATTORNEY FOR PLAINTIFFS**

s/ Richard B. North, Jr.  
Richard B. North, Jr.  
richard.north@nelsonmullins.com  
NELSON MULLINS RILEY &  
SCARBOROUGH LLP  
201 17<sup>th</sup> St. NW, Ste. 1700  
Atlanta, GA 30363  
P: 404.322.6000  
F: 404.332.6397

**ATTORNEY FOR DEFENDANTS**

**CERTIFICATE OF SERVICE**

I hereby certify that on December 1, 2019, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in this MDL.

s/ Bryant Allen Fitts  
Bryant Allen Fitts

## EXHIBIT "A"

<b>Member Case Number</b>	<b>Full Name of Plaintiff</b>	<b>Date Answer Filed (If applicable)</b>
2:17-cv-02069-DGC	Mary Antoun	9/29/2017
2:19-cv-04036-DGC	John Cronin	7/24/2019
2:19-cv-04035-DGC	Darla Husen	7/24/2019
2:19-cv-04047-DGC	Carol Kimbrel	7/24/2019
2:17-cv-02760-DGC	Jon Such	9/29/2017
2:19-cv-04046-DGC	James Vitalie	7/24/2019